

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Sam Abboud,

NO. C 04-00017 JW

Plaintiff,

**ORDER VACATING HEARING ON
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT**

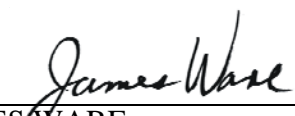
v.

International Business Machines
Corporation, et al.,

Defendants.

The Court deems Defendant's Motion for Summary judgment in the above entitled matter appropriate for submission on the papers. See Civ. L.R. 7-1(b). Accordingly, the hearing on January 23, 2006 is vacated.

Dated: January 18, 2006



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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7 **Dated: January 18, 2006**

Richard W. Wieking, Clerk

8 **By: /s/ JW Chambers**
9 **Melissa Peralta**
10 **Courtroom Deputy**